

HOUSE BILL 2548
By Hackworth

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, Part 16, relative to smoking.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1603, is amended by adding a new item thereto, as follows:

() "Restaurant" means any public place kept, used, maintained, advertised and held out to the public as a place where meals are served and where meals are actually and regularly served, without sleeping accommodations, such place being provided with adequate and sanitary kitchen and dining room equipment and seating capacity of at least twenty-five (25) people at tables, having employed therein a sufficient number and kind of employees to prepare, cook and serve suitable food for its guests. At least one (1) meal per day shall be served at least five (5) days a week, with the exception of holidays, vacations and periods of redecorating, and the serving of such meals shall be the principal business conducted.

SECTION 2. Tennessee Code Annotated, Section 39-17-1604, is amended in subdivision (9) by deleting the language and punctuation "; and", by deleting the period at the end of subdivision (10) and by substituting instead the language "; and" and by adding a new subdivision thereto, as follows:

(11) Restaurants. Adult staff members may be permitted to smoke in designated areas to which children are not allowed access and adults may be permitted to smoke outside the restaurant.

SECTION 3. This act shall take effect January 1, 2007, the public welfare requiring it.